

UNITED STATES DISTRICT COURT

IN AND FOR THE DISTRICT OF NEVADA

PETROLEUM WHOLESALE, L.P.,
a Texas limited partnership,

Plaintiff,

vs.

SAGEBRUSH 66 INVESTMENT
COMPANY, INC., a Nevada corporation,
and DALE DERBIDGE, an individual,

Defendants.

Case No. 3:19-cv-00516-MMD-WGC

**ORDER OF DISMISSAL
WITH PREJUDICE**

SAGEBRUSH 66 INVESTMENT
COMPANY, INC., a Nevada corporation,

Counterclaim Plaintiff,

vs.

PETROLEUM WHOLESALE, L.P., a
Texas limited partnership,

Counterclaim Defendant.

SAGEBRUSH 66 INVESTMENT
COMPANY, INC., a Nevada corporation,

Crossclaim Plaintiff,

vs.

DALE DERBIDGE, an individual,

Crossclaim Defendant.

Pursuant to Rule 41(c) of the Federal Rules of Civil Procedure and based upon the *Stipulation Of Dismissal Of Crossclaim With Prejudice* which has been filed with the Court and the Settlement Agreement reached between Sagebrush 66 Investment Company, Inc. (“Sagebrush”) as Crossclaim Plaintiff, and Dale Derbidge (“Derbidge”) as

1 Crossclaim Defendant, (the “Parties”) in the above-captioned case, and for good cause
2 appearing, IT IS HEREBY ORDERED AS FOLLOWS:

3 1. The *Stipulation Of Dismissal Of Crossclaim With Prejudice* made between
4 the Parties is hereby approved and ordered by the Court;

5 2. The Crossclaim filed by Sagebrush against Derbidge is hereby dismissed
6 with prejudice pursuant to the terms of the Parties’ Settlement Agreement, with the
7 Parties’ to pay their own attorneys’ fees and costs relating to the Crossclaim;

8 3. The dismissal of the Crossclaim shall not be interpreted or construed to
9 release any of the counterclaims and/or defenses of the Parties against Petroleum
10 Wholesale, L.P. and all such counterclaims and defenses are reserved to the Parties;

11 4. The Court accepts and retains jurisdiction over all of the parties to the
12 Settlement Agreement to enforce its terms and conditions by way of motion, if necessary;
13 and

14 5. The Court grants leave to the Parties to submit a fully executed copy of the
15 Settlement Agreement to the Court’s chambers.

16 DATED this 8th day of October, 2020.

17 BY THE COURT:

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19 _____
20 Honorable Judge Du
21 United States District Court Judge
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